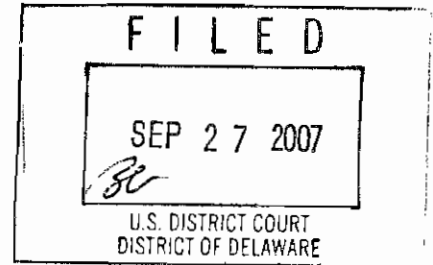


## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF DELAWARE

DENNIS WATSON, )  
 )  
 Plaintiff, )  
 )  
 v. ) Civ. No. 07-344-GMS  
 )  
 WILMINGTON POLICE DEPARTMENT, )  
 et. al., )  
 )  
 Defendants. )

**ORDER**

WHEREAS, Dennis Watson ("Watson"), was a prisoner incarcerated at the Howard R. Young Correctional Institution, Wilmington, Delaware, at the time he filed this 42 U.S.C. § 1983 lawsuit, along with an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915;

WHEREAS, on June 7, 2007, the court entered an order and granted Watson leave to proceed *in forma pauperis*, assessing a filing fee of \$350, and on July 2, 2007, entered an order requiring Watson to submit his payment authorization form within 30 days (D.I. 4, 7);

WHEREAS, the July 2, 2007 order was returned as undeliverable and the envelope indicated that Watson has been released from prison;

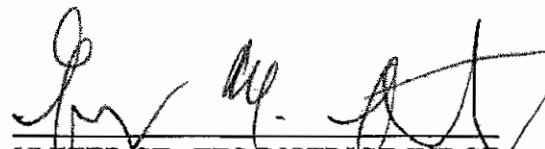
WHEREAS, under the Prison Litigation Reform Act, release does not eliminate the obligation of payment of a filing fee that could and should have been met from the trust account while imprisonment continued. *Robbins v. Switzer*, 104 F.3d 895, 899 (7<sup>th</sup> Cir. 1997); *see also Drayer v. Attorney General*, Nos. 03-2517, 03-2518, 81 Fed. Appx. 429 (3d Cir. 2003).

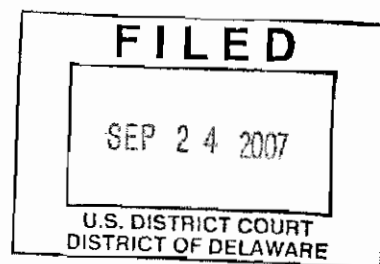
THEREFORE, at Wilmington this 24<sup>th</sup> day of ~~August~~, 2007, IT IS HEREBY

*September*

ORDERED that within thirty days from the date of this order, Watson shall either pay the filing fee owed (\$350.00) or submit a new standard form application to proceed without prepayment of fees and affidavit so that the court may determine whether he is still eligible to proceed *in forma pauperis*.

**NOTE: Failure to timely comply with this order shall result in dismissal of this case without prejudice.**

  
UNITED STATES DISTRICT JUDGE



Office of the Clerk  
United States District Court  
844 N. King Street, Lockbox 18  
Wilmington, Delaware 19801-3570

OFFICIAL BUSINESS

RETURN TO SENDER

INMATE UNKNOWN ☐ NO INMATE BY THIS SPELLING  
INMATE RELEASED ☐ ENCLOSURE UNAUTHORIZED  
CORRESPONDENCE REFUSED ☐

Dennis Watson  
SBI# 202818  
Howard R. Young Correctional Institution  
P.O. Box 9561  
Wilmington, DE 19809

RE

Office of the Clerk  
United States District Court  
844 N. King Street, Lockbox 18  
Wilmington, Delaware 19801-3570

OFFICIAL BUSINESS

RETURN TO SENDER

☒ INMATE UNKNOWN ☐ NO INMATE BY THIS SPELLING  
☒ INMATE RELEASED ☐ ENCLOSURE UNAUTHORIZED  
☐ CORRESPONDENCE REFUSED

Mailroom Officer  
Howard R. Young Corr. Inst.  
P.O. Box 9561  
Wilmington, DE 19801-0561

A ☐ INSUFFICIENT ADDRESS  
C ☒ ATTEMPTED NOT KNOWN  
S ☐ NO SUCH NUMBER/ STREET  
☐ NOT DELIVERABLE AS ADDRESSED  
- UNABLE TO FORWARD

**RTS**  
RETURN TO SENDER

049-2-00120-50  
00120-50  
09/24/2007  
09/24/2007